THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.31264 OF 1997

Dated: 25th July, 2006.

Between:

Raikanti Mogili .. Petitioner

And

1. The Commissioner of Prohibition & Excise,
   Govt. of A.P., Nampally, Hyderabad,
   And 2 others. .. Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.31264 OF 1997

ORDER :

This writ petition is filed aggrieved by the order passed by the 2nd respondent dated 18-9-1997 granting interim release of the vehicle in question subject to furnishing Bank Guarantee/FDR for full amount of the vehicle as assessed by the Motor Vehicles Inspector as confirmed by the 1st respondent by order dated 6-11-1997.

This Court while directing Rule Nisi, by order dated 9-12-1997 ordered that the petitioner shall be given interim custody subject to condition that he furnishes Bank guarantee on 1/10th of the cost of the vehicle as assessed by the Motor Vehicles Inspector.

In view of the said interim order and keeping in view that the impugned order was passed pending proceedings for confiscation before the 2nd respondent, no further enquiry is necessary in this writ petition.

Accordingly, the Writ Petition is disposed of with a direction to the 2nd respondent to complete the enquiry in accordance with law, if not already completed. Till such time, the Bank Guarantee furnished in terms of the interim order of this Court shall be kept alive. No costs.

G. ROHINI, J.

Dt. 25-7-2006
gbs